

<u>IN THE UNITED STATES PATENT AND TRADEMARK OFF</u>

Applicant

: Eek et al.

Serial No.

: 09/463,920

Filed

: February 1, 2000

For

: PHARMACEUTICAL FORMULATION

Examiner

: To be assigned

Group Art Unit

: 1614

I hereby certify that this paper is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Assistant Commissioner for Patents

Washington, D.C. 2023 l

John M. Genova

32.224

Attorney Name

PTO Reg. No.

Signature

Date of Signature

Assistant Commissioner for Patents Washington, D.C. 20231

PRELIMINARY AMENDMENT

Sir:

Preliminary to examination on the merits, please amend the referenced application as

follows:

01/27/2005 FPATTERS 00000001 231703

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468.00 DA

new york 712719 vt. [F9xr011.doc]

CONCLUSION

Upon entry of this Preliminary Amendment, claims 1-32 and 35-39 are pending. Applicant respectfully submits that claims 1-32 and 35-39 are directed to patentable subject matter.

Accordingly, Applicant requests allowance of the claims.

No fee should be due in connection with this Communication. However, if a fee is required, the Assistant Commissioner is authorized to charge the fee to Deposit Account No. 23-1703.

Dated: 30 Junes 2001

Respectully submitted,

John M. Genova Reg. No. 32,224

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